

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Janel Ridley	Team: Squad #4	CCRB Case #: 201904644	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Sunday, 02/17/2019 5:40 PM	Location of Incident: South Ferry Terminal	Precinct: 01	18 Mo. SOL 8/17/2020	EO SOL 4/3/2021	
Date/Time CV Reported Wed, 05/29/2019 4:18 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Wed, 05/29/2019 4:18 PM		
<b>Complainant/Victim</b>	<b>Type</b>	<b>Home Address</b>			
<b>Subject Officer(s)</b>	<b>Shield</b>	<b>TaxID</b>	<b>Command</b>		
1. POM Chaz Turner	04587	963784	001 PCT		
<b>Witness Officer(s)</b>	<b>Shield No</b>	<b>Tax No</b>	<b>Cmd Name</b>		
1. POM Yichan Yang	06491	963813	001 PCT		
<b>Officer(s)</b>	<b>Allegation</b>		<b>Investigator Recommendation</b>		
A.POM Chaz Turner	Abuse: Police Officer Chaz Turner threatened to arrest § 87(2)(b)				

### Case Summary

On May 29, 2019, § 87(2)(b) called the CCRB and filed the following complaint.

On February 17, 2019, at approximately 5:40 p.m. and inside the South Ferry Terminal in Manhattan, Police Officer Chaz Turner allegedly threatened to arrest § 87(2)(b) (**Allegation A, Abuse of Authority**, § 87(2)(g))

No arrests were made or summonses were issued as a result of this incident.

There is no video footage capturing the incident.

### Findings and Recommendations

#### **Allegation A: Abuse of Authority: Police Officer Chaz Turner threatened to arrest § 87(2)(b)**

It is undisputed that § 87(2)(b) arrived at the Staten Island Ferry Terminal with a backpack. Department of Transportation (DOT) Personnel approached § 87(2)(b) and asked to check her backpack and § 87(2)(b) refused. PO Turner approached § 87(2)(b) and engaged in conversation with her. After PO Turner spoke to § 87(2)(b) a security guard dog checked § 87(2)(b)'s backpack and she left. § 87(2)(g)

§ 87(2)(b) testified (Board Review 1) that PO Turner and his partner, PO Yichan Yang, approached her. PO Turner told § 87(2)(b) that she needed to leave the ferry terminal before she was arrested for trespassing. § 87(2)(b) then agreed to have her backpack checked. After the security dog checked her backpack, PO Turner repeated his threat of arrest. § 87(2)(b) then left the Staten Island Ferry Terminal.

PO Turner said (Board Review 2) that he approached § 87(2)(b) and § 87(2)(b) told him that DOT Personnel asked to check § 87(2)(b)'s backpack and § 87(2)(b) did not want her backpack checked. PO Turner told § 87(2)(b) that she had to have her backpack checked for security reasons and that the checks are random and necessary for her to gain entry to the ferry. § 87(2)(b) agreed to have her bag checked. § 87(2)(b) then left. PO Turner denied threatening to arrest § 87(2)(b). PO Turner was never made aware that DOT staff told § 87(2)(b) she would be arrested if she did not allow them to check her backpack. PO Turner testified that someone cannot be arrested for refusing to have their bag checked at the ferry terminal.

As of August 19, 2019, PO Yang is no longer a member of service (Board Review 3).

§ 87(2)(b), § 87(2)(b) stated the DOT Personnel who were working and present during § 87(2)(b)'s interaction with PO Turner did not recall the incident (Board Review 4).

According to the Staten Island Ferry Passenger Rules of Conduct (Board Review 5), "Permission to use terminal and ferries is conditional upon acceptance and compliance with laws and rules. Any person who fails to comply with these rules may be subject to arrest, summons and /or may be prohibited from boarding the ferry and/or removed from the terminal.

§ 87(2)(g) [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

**Civilian and Officer CCRB Histories**

- § 87(2)(b) [REDACTED] has been a party to five prior CCRB complaints and has been named as a victim in six allegations (Board Review 6):
  - § 87(2)(b) [REDACTED]  
[REDACTED]
  - [REDACTED]  
[REDACTED]
  - [REDACTED]  
[REDACTED]
  - [REDACTED]  
[REDACTED]
  - [REDACTED]  
[REDACTED]
  - [REDACTED]  
[REDACTED]
- PO Turner has been a member of service for two years and this is the first CCRB complaint to which he has been a subject.

**Mediation, Civil and Criminal Histories**

- § 87(2)(b) [REDACTED] declined to mediate this complaint.
- § 87(2)(b) [REDACTED] filed a Notice of Claim with the City of New York claiming discrimination and seeking \$2 million as redress (Board Review 7).
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)] [REDACTED]  
[REDACTED]

Squad No.: \_\_\_\_\_

Investigator: \_\_\_\_\_  
Signature Print Title & Name Date

Squad Leader: \_\_\_\_\_  
Signature Print Title & Name Date

Reviewer: \_\_\_\_\_  
Signature Print Title & Name Date

